

## Upon your return

Discuss final candidates for OPRA and ECEJ Acting Deputies.

Discuss options for consultation with Ute Indian – May have opportunity to meet with full council in Las Vegas week of December 1<sup>st</sup>. Initial plan was as follows:

- 1) Deseret Bonanza Power Plant – Proposed follow-up call second week in December, followed by formal consultation in early January
  - Settlement
  - Permit
- 2) FIP - – Proposed follow-up call second week in December, followed by formal consultation in early January.
- 3) Federal Plan - Clean Power Plan - Formal consultation in early January.

Discuss path forward for R8 Center for Tribal Relations

Discuss path forward for MT Office

December 2<sup>nd</sup> – Awards Ceremony 1-2:30p

Prep for Air EOY Performance Mtg with Stan (prebrief w/ Janet McCabe) 9-10

Call with Joel Beauvais – Water Priorities – Moved to December 4

## Senior Staff Calls

November 23, 2015 - Items reported out on senior staff call: CPP Hearings; 5 of 6 R8 States have 2 yr PPAs; Wind River TAS; Wind River O&G Permit Appeals.

November 30, 2015 – Items reported out: Shaun return Tuesday; Joan at GKM with 20+ DOI/BLM representative including high ranking officials. Tour went well; Provo crude oil spill; Columbia Falls Aluminum Plant AOC/Press Release to be issue today. High congressional interest.

## Items of Interest

Dave Glatt called to express interest in a call with RA/DRA to discuss path forward with oil&gas enforcement. Would like to explore alternative to individual 114 letters. Cindy Reynolds has a call with OECA December 3<sup>rd</sup>. Recommend call with Dave week of December 7<sup>th</sup>.

Spoke to Todd. **Pavillion** report likely to be public noticed the week after Thanksgiving. Todd will discuss highlights with us the day prior to notice. The State is also reaching out to the Tribes, Encana and individual citizens. He will call with the date as soon as it's confirmed.

Received notification of **Provo Oil Spill**. 4500-5000gallons of crude spilled from tanker truck due to accident in Provo Canyon. Estimated 1000 gallons reached Provo River that flows to UT Lake. Local press coverage minimal as of November 30<sup>th</sup>. State does not anticipate impact to drinking water. Concerns with potential impact to wildlife. Working to contain oil in hopes it will not reach Utah Lake.

**Columbia Falls Aluminum Plant** AOC signed 12/30/15 by Deb. Congressional's received advanced notice of press release and signed AOC. Close coordination with State. Press call from Missoulin forwarded to Rich for response. Reporter heard about agreement from Tester's office.

Promising development in **Johnson case**. Johnson is interested in ADR. He has two pre-conditions: no penalty and no long term monitoring. OECA staff discussed with Cynthia week of November 23. EPA is waiting for Johnson attorney to provide proposal for settlement or path forward for ADR (expected the week of November 30<sup>th</sup>.)

SDDENR notified EPA of lead testing being done by **SD Air National Guard (SDARNG)**. SDDENR received inquiry from a school superintendent. EPA has responsibility for the lead program and the State wanted to know what action EPA was taking to address the situation, or what information/support we could provide. Lead wipe results vary from 60 ug/ft<sup>2</sup> to 400,000 ug/ft<sup>2</sup> (EPA standard 40 ug/ft<sup>2</sup>). The SDARNG lead-dust testing is part of a national effort. SDARNG has trained a team to do clean-up of the facilities. Primary concern with schools co-located with armory facilities. EPA R8 (OPRA and ECEJ) is coordinating with OPPTS and OSWER. Key messages provided to OCPI in event of media inquiries. HQ contacted national contact for Air National Guard. Key Region 8 Contact: Darcy O'Connor, Jennifer Schuller.

**MT Butte Priority Soils** – 1) As of 12/1 no press coverage on interview. 2) County strong desire to issue a public report on the Butte CD talks. Provided draft report for comment week of November 23. ARCO says it won't be able to get back to the county until week of November 30th. The State is unsure when it will be ready to respond. EPA on hold until other parties weigh in. 3) Good work of Henry and team providing comments on modification of Consent Decree to allow materials associated with the restoration activities to be placed into the waters within the Berkeley Pit. 4) Supportive communication to Harley on proposal to allow BPSOU Subdrain and groundwater evaluation to continue, while assisting the State in its consent decree discussions with ARCO. EPA accommodated the State's request until such as time as the consent decree negotiations have further matured.

Martin signed **action letter for UTDEQ combined 2012/2014 Clean Water Act Integrated Report and 303(d) lists**. OGC and ORC concurrence. Action aligned with briefing provided to RA last Spring.

**GKM** – Get updates from Joan. Site visit; response to Mike King letter to IG

**UT Regional Haze** – Draft approval/disapproval sent to OAQPS/OGC last week. You will be briefed 12/3. Intent to get revised draft to Debbie Jordan on Friday, 12/4.

**Windriver Permits** – ADR Settlement Agreement expected to be signed by 12/4. Agreement remains confidential unless parties agree otherwise or it's necessary to release to enforce the settlement.

**Windriver TAS** – Supplemental brief requested by presiding judge due 12/1. Working well with DOJ. Doors opening back up with Tribes. Interest in ADR. Need update from Paul on status ADR interest.

**U&O FIP** – Consultation letter ready to go week of November 30th. Darcy to check in with Alfreda.

**BLM** – Great conversation with HQ on helicopter flyover. Cynthia and Janet sign off. Cindy to work with Phil on conversation with BLM. Need update from Joan/Cindy.

**CPP** – Make sure Callie is keeping us well informed. Spoke to Darcy. We will follow up with Callie to make sure expectations are clear. CPP community meeting 12/9 at 1:00p in R8 office. Webinar and in-person. 25 people signed up. Betsy checking on your availability to open meeting. No HQ reps to attend in person. Slides from HQ to be presented by Laura Farris. CNEE and NARA reps to attend too.

**Items of Interest - Internal**

Agreed to temporary delegation for R8 RA to sign the final discretionary PM2.5 reclassification actions – avoiding having to go to the Administrator late in the month. OGC and OAR set up temporary delegations for Regions 8,9 and 10.

New EPA Order on Anti-Harassment Procedures sent by Karl Brooks. Rick will work on amplification after the Administrator issues her comprehensive annual policy statement incorporating the procedures.

Mike Shanahan is coordinating Regional comments on the transgender and admin leave policies.